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Date: January 12, 2009

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PATENT, TRADEMARK  
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To: Examiner W.A. Harriston  
Group Art Unit 2826, USPTO

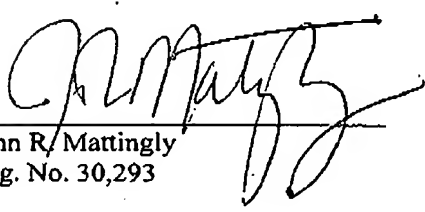
From: Mr. John R. Mattingly  
MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Re: USSN 10/577,863  
Attorney Docket No.: SAK-5286

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following listed documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

**Transmittal;  
Response to Restriction Requirement.**

  
John R. Mattingly  
Reg. No. 30,293

January 12, 2009  
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SAK-5286

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Masamichi ISHIHARA, et al

Confirmation No. 2248

Serial No.: 10/577,863

Filed: April 28, 2006

For: SEMICONDUCTOR DEVICE AND PROCESS FOR FABRICATING  
THE SAME

Group: 2826

Examiner: W.A. Harriston

Customer No. 24956

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Mail Stop: Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed December 10, 2008, the Applicants respond to the Restriction Requirement by electing Group I, Claims 1-23.

If a fee or additional fee is required, the Commissioner is hereby authorized to charge any fee or additional fee that may be required and credit any excess to Deposit Account No. 50-1417.

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.



John R. Mattingly

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Date: January 12, 2009